First Named Inventor	Leonard Forbes		
Serial No.	10/769,116		
Filing Date	January 30, 2004		
Group Art Unit	2818		
Examiner Name	Tu Tu V. Ho		
Allowed	December 22, 2004		
Confirmation No.	7177		
Attorney Docket No.	400.261US01		

### COMMENTS ON EXAMINER'S STATEMENT OF REASONS FOR ALLOWANCE



Title: VERTICAL DEVICE 4F2 EEPROM MEMORY

Mail Stop: ISSUE FEE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Applicant notes that the allowed claims define over the prior art for many different reasons. The stated reasons in the Reasons for Allowance should be interpreted as highlighting only one of the many differences between prior art and the claimed invention. Further, certain claimed limitations not discussed in the statement, particularly in dependent claims, provide additional reasons for patentability.

If the Examiner has any questions or concerns regarding this application, please contact the undersigned at (612) 312-2207.

Respectfully submitted,

Date: 1/27/05

Andrew C. Walseth Reg. No. 43,234

Attorneys for Applicant Leffert Jay & Polglaze P.O. Box 581009 Minneapolis, MN 55458-1009 T 612 312-2200 F 612 312-2250

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# GENERAL TRANSMITTAL FORM UNDER 37 CFR 1.8 (LARGE ENTITY)

Title: VERTICAL DEVICE 4F2 EEPROM MEMORY

Mail Stop: ISSUE FEE Commissioner for Patents

First Named Inventor

P. O. Box 1450

Alexandria, VA 22313-1450

#### **Enclosures**

#### The following documents are enclosed:

X Form PTOL-85 (Issue Fee Transmittal) in duplicate (2 pgs.);

Leonard Forbes

- X Communication re: Comments on Examiner's Statement of Reasons for Allowance (1 pg.);
- Y "Fee Address" Indication Form (1 pg.);
- X A check in the amount of \$1,400.00 (Issue Fee);
- X A check in the amount of \$300.00 (Publication Fee);
- X A check in the amount of \$12.00 (advance order of 4 patent copies);
- X An itemized return-receipt postcard

Leffert Jay & Polglaze, P.A.

P.O. Box 581009

Minneapolis, MN 55458-1009

T - 612/312-2200

F - 612/312-2250

## Please charge any additional fees or credit any overpayments to Deposit Account No. 501373.

#### **CUSTOMER NO. 27073**

Submitted By									
Name	Andrew C. Walseth	Reg. No.	43,234	Telephone	(612) 312-2207				
Signature	e Andm C Wa	het	_	Date	1/27/05				
Certificate of Mailing									
I certify that this correspondence and the identified documents listed on this transmittal are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop: ISSUE FEE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on January 27, 2005.									
Name	Rhonda L. Foley	Signa	١.	ad L. Fo	Qu/				

(LARGE ENTITY TRANSMITTAL UNDER 37 CFR § 1.8)